

Message Text

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ACTION AF-18

INFO OCT-01 ISO-00 L-03 PM-07 CIAE-00 INR-10 NSAE-00

RSC-01 OC-06 CCO-00 OCL-00 AID-20 TRSE-00 DRC-01

SSO-00 INRE-00 /067 W

----- 107437

O R 211231Z JUN 74

FM AMEMBASSY ADDIS ABABA

TO SECSTATE WASHDC IMMEDIATE 9658

AMCONSUL ASMARA

CNO WASHDC

NAVCOMSTA

C O N F I D E N T I A L ADDIS ABABA 7124

E.O. 11652: GDS

TAGS: PFOR MARR ET US

SUBJECT: KAGNEW PHASE-DOWN - LEGAL PROBLEMS

REF: (A) ASMARA 500 AND 495; NAVCOMSTA 051131Z JUNE 74

(B) ADDIS 5094 PARA 2 (D)

(C) STATE 261709 PARA 5 (A) OF 1973

1. EMBASSY PREPARING COMMUNICATION TO MIN. FOREIGN AFFAIRS (MOFA) LEGAL OFFICE TO CLARIFY LEGAL STATUS OF RESIDUAL ACTIVITIES BEYOND JUNE 30, 1974 AND TO REQUEST MOFA CONVEY TO IEG BRANCHES AND DEPTS. IN ASMARA THAT 1953 AGREEMENT REMAINS IN FORCE. (SEE REF A RE CURRENT LEGAL PROBLEMS.)

2. EMBASSY PLANS REITERATE ARGUMENT OF REF C AND POINT OUT THAT US NAVY, WITH ASSISTANCE CIVILIAN CONTRACTOR, WILL CONTINUE DIRECT AND OPERATE KAGNEW STATION. FYI - IT OUR UNDERSTANDING THAT US NAVY PERSONNEL IN ASMARA WILL ASSUME OVERALL COMMAND OF RESIDUAL FACILITIES ACTIVITIES. END FYI.

3. ONLY POINT THAT BOTHERS US SOMEWHAT, AS EXPLAINED IN REF B, IS PHRASE IN ARTICLE XXIV OF AGREEMENT DESCRIBING PERSONS EMPLOYED BY ARMED FORCES AS "SUBJECT TO MILITARY LAWS OF US." (AS INDI-
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CATED ASMARA 329 PARA 4, MOFA OFFICIAL IN ASMARA HAS ALREADY

RAISED QUESTION OF LEGAL STATUS FOR CONTRACT CIVILIANS.) IN
EVENT MOFA RAISES THIS ISSUE IN NEXT FEW DAYS DURING DISCUSSIONS
ON LEGAL STATUS OF RESIDUAL FACILITY PERSONNEL, EMBASSY WOULD
APPRECIATE SOONEST ANY CLARIFICATION OR EXPLANATION DEPT. CAN
OFFER FOR OUR USE IN RESPONDING.

WYMAN

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Message Attributes

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